

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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<b>Teachers4Action et al,</b>	:	
	:	
<b>Plaintiffs</b>	:	<b>CIVIL ACTION #</b>
	:	<b>08-CV-548 (VM)(AJP)</b>
- vs -	:	
	:	
<b>Michael Bloomberg, et al,</b>	:	
	:	
<b>Defendants.</b>	:	

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**PROOF OF SERVICE OF MOTION TO BE RELIEVED AS COUNSEL AND FOR  
OTHER RELIEF ON MARIE ADDOO AND KAREN ORNSTEIN**

=====

Edward D. Fagan hereby declares as follows:

1. I am counsel in the above referenced matter.
2. On May 29, 2008 I provided a courtesy electronic copy of Plaintiffs' Motion (Doc. 53) to be formally Relieved as Counsel and for other relief by sending it to Marie Addoo email address: [mcaddoo@gmail.com](mailto:mcaddoo@gmail.com), and Karen Ornstein email address [bluegreenwaters@aol.com](mailto:bluegreenwaters@aol.com) . See Exhibit 1.
3. A copy of the Plaintiffs' Motion was also served by regular first class mail, postage prepaid by sending it to:

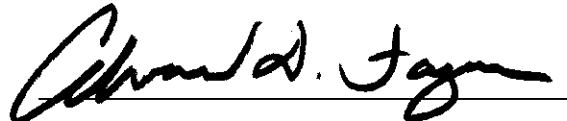
Marie Addoo at 59-10 Queens Blvd., Woodside, NY 11377

Karen Ornstein 5444 Little Neck Parkway, Apt. 3-D, Little Neck, NY 11362

4. An electronic copy of the Court's June 2, 2008 Order was provided to Ms. Addoo and Ms. Ornstein on June 2, 2008. That notice also included the re-scheduled June 11, 2008, 10:30 am, date and time and location where the Motion would be heard and the fact that Ms. Addoo's and Ms. Ornstein's attendance was required. See Exhibit 2.
5. As a further notification, Plaintiffs served an additional copy of the Motion papers by Overnight Express Mail to Ms. Addoo and Ms. Ornstein and confirmation that they were served is attached as Exhibit 3.
6. Plaintiffs' representatives who are also in the Queens Rubber Rooms have reminded Ms. Addoo and Ms. Ornstein to remind of the June 11, 2008 hearing and the fact that their attendance is required.
7. As of this date, neither Plaintiffs Teachers4Action Executive Committee nor I have received a responsive pleading or opposition to the relief requested in the May 29, 2008 Motion.
8. The foregoing statements are true to the best of my knowledge information and belief and based on a review of the relevant files and documents.

Dated: June 10, 2008

New York, NY

A handwritten signature in black ink, appearing to read "Edward D. Fagan", written over a horizontal line.

Edward D. Fagan Esq. (EF-4125)

**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing Proof of Service, with supporting document was electronically filed with the Clerk of the Court, with the following courtesy copies:

Copy to the Hon. Andrew J. Peck, USMJ, 500 Pearl Street, Chambers, New York, NY

Electronic Copy sent to Marie Addoo at [mcaddoo@gmail.com](mailto:mcaddoo@gmail.com), and Karen Ornstein email address [bluegreenwaters@aol.com](mailto:bluegreenwaters@aol.com)

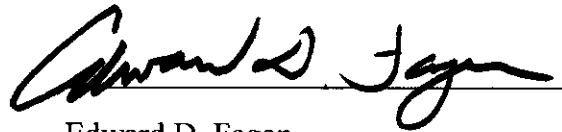
Hard copy sent by 1<sup>st</sup> class mail postage prepaid to:

Marie Addoo at 59-10 Queens Blvd., Woodside, NY 11377

Karen Ornstein 5444 Little Neck Parkway, Apt. 3-D, Little Neck, NY 11362

Additional courtesy electronic copies sent to all counsel of record in this case.

Dated: June 10, 2008

A handwritten signature in black ink, appearing to read "Edward D. Fagan", is written over a horizontal line.

Edward D. Fagan



Edward Fagan <faganlaw@gmail.com>

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## Fwd: Activity in Case 1:08-cv-00548-VM-AJP Teachers4Action et al v. Bloomberg et al Motion to Withdraw as Attorney

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Edward Fagan <faganlaw.teachers@gmail.com>

Thu, May 29, 2008 at 10:53 PM

To: mcaddoo@gmail.com, bluegreenwaters@aol.com

Cc: Florian Lewenstein <Teachers4Action@gmail.com>, jonathan berlyne <jberlyne@hotmail.com>, angellou2002@yahoo.com, mcloughlin2002@aol.com, michaelhollander@rcn.com, mozap@msn.com

Dear Ms. Addoo and Ms. Ornstein:

With this email, I am sending you a courtesy electronic copy of the Motion to be Relieved and for other Relief filed against each of you today. Please review the papers and consult an attorney to prepare whatever response you may have.

Also with this email, I am sending you a courtesy copy of the Confirmation that the Motion and Supporting Declarations of the Teachers4Action Executive Committee and me were filed.

Ed Fagan


[Quoted text hidden]

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### 3 attachments

 Teachers - 29 May 2008 Motion to Be Relieved as Counsel.pdf  
89K

 Teachers - 29 May 2008 Exec Committee Declaration Final.pdf  
231K

 Teachers - Fagan Decl 29 May 2008 Motion Final.pdf  
78K

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Exhibit 1



Edward Fagan <faganlaw@gmail.com>

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## Teachers4Action et al v Bloomberg et al 08-cv-548 (VM)(AJP)

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Edward Fagan <faganlaw@gmail.com>

Mon, Jun 2, 2008 at 9:53 PM

To: mcaddoo@gmail.com, bluegreenwaters@aol.com

Cc: Florian Lewenstein <teachers4action@gmail.com>, jonathan berlyne <jberlyne@hotmail.com>, angellou2002@yahoo.com, mcloughlin2002@aol.com, michaelhollander@rcn.com, Mo Zapata <mozap@msn.com>

Dear Ms. Addoo and Ms. Ornstein:

Judge Peck has issued an Order today in which he scheduled a hearing on the Motion to Be Relieved as Counsel, for Charging Lien and for other relief. A copy of the Order entered in the Court record is attached for your consideration.

The Hearing was originally scheduled for June 10th at 10:30 am but it is now scheduled for June 11th at 10:30 am.

The Hearing will take place before the Hon. Andrew J. Peck, USMJ, at the US Federal Court House, located at 500 Pearl Street, Courtroom 20-D, New York, NY

Your attendance is required.

Should you have any questions in this regard, feel free to contact me.

Ed Fagan

PS Please note that by a copy of this email, I am notifying the Teachers4Action Executive Committee who will also provide you with a courtesy hard copy of this notification.

NOTE: THIS EMAIL CONTAINS PRIVILEGED & CONFIDENTIAL COMMUNICATIONS. THE EMAIL IS PROTECTED BY ATTORNEY CLIENT, WORK PRODUCT AND OTHER APPLICABLE PRIVILEGES. THE DOCUMENT ALSO CONTAINS COMMUNICATIONS RELATED TO EVIDENTIARY ISSUES AND LITIGATION STRATEGY. IT IS INTENDED ONLY FOR THE ADDRESSEE AND MAY NOT BE USED, DISCLOSED OR DIVULGED WITHOUT PRIOR WRITTEN CONSENT OF THE SENDER & AUTHORIZED RECIPIENTS.

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 Teachers - Judge Peck's June 2d Order.pdf  
73K

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Exhibit 2



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Washington, DC 20503

Exhibit 3

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PO ZIP Code 07074	Day of Delivery <input type="checkbox"/> Next <input checked="" type="checkbox"/> 2nd <input type="checkbox"/> 3rd Day	Postage \$ 12.40	
Date Accepted 6/28	Scheduled Date of Delivery Month Day 09	Return Receipt Fee \$	
No. Day Year	Scheduled Time of Delivery	COD Fee	Insurance Fee
Time Accepted 11:30 AM <input type="checkbox"/> PM	<input type="checkbox"/> Noon <input checked="" type="checkbox"/> 3 PM	\$	\$
Flat Rate <input type="checkbox"/> or Weight	Military	Total Postage & Fees	
lbs. 2 ozs.	<input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	\$ 12.40	
	Int'l Alpha Country Code	Acceptance Emp. Initials	

FROM: (PLEASE PRINT) PHONE: 917-239-4789

Ed Fagan  
5 Penn Plaza 23<sup>rd</sup> Fl  
New York NY 10001

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Mo. Day	<input type="checkbox"/> PM	
Delivery Attempt	Time <input type="checkbox"/> AM	Employee Signature
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Delivery Date	Time <input type="checkbox"/> AM	Employee Signature
Mo. Day	<input type="checkbox"/> PM	

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TO: (PLEASE PRINT) PHONE 4

Marie Addoo  
59-10 Queens Blvd  
Woodside, NY

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## ORIGIN (POSTAL SERVICE USE ONLY)

PO ZIP Code 07-78	Day of Delivery M	Postage \$ 126
Date Accepted 6-7-08	Scheduled Date of Delivery 6-17-08	Return Receipt Fee \$
Mo. Day Year 6 7 08	Scheduled Time of Delivery <input type="checkbox"/> Noon <input checked="" type="checkbox"/> 2 PM	COD Fee \$
Time Accepted 11:30 AM	Military <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Insurance Fee \$
Flat Rate <input type="checkbox"/> or Weight 7 lbs.	Int'l Alpha Country Code	Total Postage & Fees \$ 126
		Acceptance Emp. Initials

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New York, NY 10001

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Delivery Attempt	Time	<input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day			
Delivery Date	Time	<input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day			

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Postal Service Acct. No.

TO: (PLEASE PRINT)

PHONE

Karen Ornstein  
5444 Little Neck Pkwy.  
Little Neck, NY 11362

ZIP + 4 (U.S. ADDRESSES ONLY. DO NOT USE FOR FOREIGN POSTAL CODES.)

11362 +

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